BEFORE THE INDUSTRIAL COMMISSION OF THE STATE OF IDAHO

GAYDENE SCHOFIELD,	)	
	)	
Claimant,	)	**IC 04-508538**
	)	
v.	)	
	)	**ORDER**
LAST CHANCE TEXACO,	)	
	)	Filed February 18, 2005
Employer,	)	
	)	
Defendant.	)	
	)	

Pursuant to Idaho Code § 72-717, Referee Michael E. Powers submitted the record in the above-entitled matter, together with his proposed findings of fact and conclusions of law to the members of the Idaho Industrial Commission for their review. Each of the undersigned Commissioners has reviewed the record and the recommendations of the Referee. The Commission concurs with these recommendations. Therefore, the Commission approves, confirms, and adopts the Referee's proposed findings of fact and conclusions of law as its own.

Based upon the foregoing reasons, IT IS HEREBY ORDERED that:

1. Claimant has established a *prima facie* case in support of her Application for Judgment of Default pursuant to Rule 6 (b), J.R.P.

2. Claimant is entitled to payment of or reimbursement for medical benefits in the amount of $4,734.60.

3. Claimant is entitled to the treatment recommended by ARNP Holmes.

4. Claimant is entitled to TTD benefits in the amount of $3,526.71.

5. Claimant is entitled to mileage reimbursement in the amount of $690.01.

6. Claimant is entitled to a statutory penalty of $895.13.

ORDER - 1

7.   Claimant is entitled to an award of attorney's fees in the amount of

$2,685.40.

8.   Pursuant to Idaho Code § 72-718, this decision is final and conclusive as to all

issues adjudicated.

DATED this __18th ___ day of ____February____, 2005.

                                        INDUSTRIAL COMMISSION

                                        ____/s/_____
                                        Thomas E. Limbaugh, Chairman

                                        ___/s/_____
                                        James F. Kile, Commissioner

                                        ____/s/_____
                                        R. D. Maynard, Commissioner

ATTEST:

_____/s/_____
Assistant Commission Secretary

CERTIFICATE OF SERVICE

        I hereby certify that on the __18th ___ day of ___February___, 2005, a true and correct copy of the foregoing **ORDER** was served by regular United States Mail upon each of the following persons:

MICHAEL R MCBRIDE   LAST CHANCE TEXACO
1495 E 17TH ST   3370 HIGHWAY 20
IDAHO FALLS ID 83404-6236   ISLAND PARK ID 83429

                                        ___/s/_____

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ORDER - 2